

BEFORE THE BOARD OF RADIOLOGIC TECHNOLOGISTS
DEPARTMENT OF LABOR AND INDUSTRY
STATE OF MONTANA

In the matter of the) NOTICE OF AMENDMENT
amendment of ARM 8.56.409,) AND ADOPTION
8.56.413, 8.56.602A, 8.56.602B,)
8.56.602C and 8.56.607 pertaining)
to fee schedule, temporary)
permits, permits - practice)
limitations, course requirements)
for limited permit applicants,)
permit examinations, and permit)
fees, and the adoption of NEW)
RULE I, related to fee abatements)

TO: All Concerned Persons

1. On May 22, 2003, the Board of Radiologic Technologists published MAR Notice No. 8-56-27 regarding the public hearing on the proposed amendment and adoption of the above-stated rules at page 1033 of the 2003 Montana Administrative Register, issue no. 10.

2. A public hearing was held on June 27, 2003 to consider the proposed amendment and adoption. Only written comments were received prior to the close of the public comment period.

3. The Board has amended ARM 8.56.409, 8.56.413, 8.56.602B and 8.56.607 and adopted NEW RULE I (8.56.609) exactly as proposed.

4. The Board has amended ARM 8.56.602A and 8.56.602C as proposed but with the following changes, stricken matter interlined, new matter underlined:

8.56.602A PERMITS - PRACTICE LIMITATIONS (1) through (3) remain as proposed.

(4) A student of an ARRT ~~approved~~ recognized radiologic technologist program is allowed to perform procedures with portable fluoroscopy equipment (also known as c-arm), provided the student has submitted documentation to the board that:

(a) identifies the student as being enrolled in an ARRT ~~approved~~ recognized radiology program;

(b) through (d) remain as proposed.

(5) If a student of an ARRT ~~approved~~ recognized radiologic technologist program has completed the first two semesters of the program or its equivalent, as determined by the board, and has become a limited permit holder, that person may perform procedures while operating portable fluoroscopy equipment and may be compensated.

AUTH: 37-14-202, MCA
IMP: 37-14-301, 37-14-306, MCA

8.56.602C PERMIT EXAMINATIONS (1) through (6) remain as proposed.

(7) Student permit applications (two semesters or its equivalent in an ARRT ~~approved~~ recognized radiologic technologist program) who have failed the general examination twice must re-take the general examination plus all six category exams.

(8) Temporary permit applicants (ARRT ~~approved~~ recognized program graduates) who have failed the ARRT exam three times must take the general exam plus all six category exams.

(9) and (10) remain as proposed.

AUTH: 37-14-202, MCA
IMP: 37-14-306, MCA

5. The board received written comments and responds to those comments as follows:

COMMENT 1: The ARRT commented that it does not approve radiologic technologist programs, but that it recognizes programs that are accredited by certain accreditation entities.

RESPONSE 1: The Board has amended the rules to reflect the distinction made by the ARRT.

COMMENT 2: The ARRT noted that the bone densitometry equipment operators examination is merely administered by the ARRT, and passage of the operators examination does not result in any ARRT credential. The ARRT stated that the equipment operators examination is a completely separate examination from the ARRT's own post-primary examination in bone densitometry. The ARRT also stated that the equipment operators examination is not administered to ARRT candidates.

RESPONSE 2: The Board appreciates the clarification offered by the ARRT and will act accordingly.

BOARD OF RADIOLOGIC TECHNOLOGISTS
JOHN ROSENBAUM, CHAIRMAN

/s/ WENDY J. KEATING
Wendy J. Keating, Commissioner
DEPARTMENT OF LABOR & INDUSTRY

/s/ MARK CADWALLADER
Mark Cadwallader
Alternate Rule Reviewer

Certified to the Secretary of State August 18, 2003.

16-8/28/03

Montana Administrative Register